SINGLE BENCH 6

CF/1002

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

Writ Petition No. (S) of 2006

PETITIONER:

Jasraj Sharma,
S/o Late Ratanlal Sharma,
Aged about 46 years,
Occupation: Service,
Presently posted as Multi-purpose Health Worker (Male) at Primary Health Centre, Suregaon, Block: Dondi Lohara, District: Durg,
R/o Dondi Lohara, Distt.: Durg, Chhattisgarh.

P.R. No. 4570/06
Presented by Shri S.S. Rao
dated 21/8/06

- Versus -

RESPONDENTS:

1. State of Chhattisgarh, Through the Secretary, Department of Public Health and Family Welfare, Mantralaya, D.K.S. Bhawan, Raipur, Chhattisgarh.
2. Director, Public Health and Family Welfare, Raipur, Chhattisgarh.
3. Collector, Durg, Chhattisgarh.
4. Chief Medical & Health Officer Durg, District: Durg, Chhattisgarh.

RECEIVED-COPY 21/8/06 CLERK TO A. G. BILASPUR

OATH COMMISSIONER S.R. Kaushik BILASPUR TAHSIL 15/8/06

Recd

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT/WRITS, DIRECTIONS ETC., IN THE NATURE OF MANDAMUS, CERTIORARI AND/OR ANY OTHER SUITABLE WRIT OF LIKE NATURE

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 4525/06 सन् 200

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आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

29.8.2006

Mr. V.C. Ottalwar, Adv. for the petitioner.

Mr. Vinay Pandey, Panel Lawyer for the State on advance copy.

Heard.

By this petition the petitioner, who is working as Multipurpose Health Worker in the Department of Public Health & Family Welfare, has challenged his transfer order dated 7.7.2006 (Annexure P-8) whereby he has been transferred from Dondi Lohara to Saja.

The main ground of challenge is that the petitioner has been transferred within a short span of two years, which is against the transfer policy of the State Government framed for the year 2006-07. Another ground is that petitioner's children are studying at Doni Lohara and if the impugned order is allowed to be executed, than the studies of petitioner's children will be affected.

In the circumstances, learned counsel for the petitioner submitted that the petitioner may be allowed to make a detailed representation to respondent No.2 and in turn, respondent No.2 be directed to decide the representation of the petitioner, to which learned Panel Lawyer for the State has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation raising all his grievances to respondent No.2 within 10 days from today along with copy of this petition and in turn, respondent No.2 to decide the representation of the petitioner within a period of 30 days from the date of receipt of representation in accordance with law after considering all the points raised by the petitioner.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.3501/06 also stands disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge

Roshan/

30.9.06
28.9.06

(पीछे देखिये)